

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION**

RANCHERS CATTLEMEN ACTION)	
LEGAL FUND UNITED)	
STOCKGROWERS OF AMERICA,)	CV-05-06-BLG-RFC
)	
Plaintiff,)	
)	
vs.)	
)	ORDER OF PRELIMINARY
UNITED STATES DEPARTMENT OF)	INJUNCTION
AGRICULTURE, ANIMAL AND)	
PLANT HEALTH INSPECTION)	
SERVICE, and MIKE JOHANNNS,)	
IN HIS CAPACITY AS THE)	
SECRETARY OF AGRICULTURE,)	
)	
Defendants.)	
)	

The application of the Plaintiff for Preliminary Injunction is GRANTED.

IT IS HEREBY ORDERED that the implementation of the Final Rule published on January 4, 2005, entitled "Bovine Spongiform Encephalopathy, Minimal Risk Regions and Importation of Commodities; Final Rule and Notice," 70 Fed. Reg. 460 is preliminarily enjoined.

IT IS FURTHER ORDERED that the parties are to meet for the purpose of providing the Court with a proposed schedule for trial on the merits for permanent injunction. This proposal is due within ten (10) days from the date of this Order.

This Order is supported by the Opinion filed separately herewith.

The Clerk of Court is directed to notify the parties of the making of this Order.

DATED this _____ day of March, 2005.

RICHARD F. CEBULL
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF MAILING

DATE: _____

BY: _____

I hereby certify that a copy of
this Order was mailed to:

A. Clifford Edwards

Taylor S. Cook

Russell S. Frye

William L. Miller

Peter D. Keisler

Thomas L. Sansonetti

Daniel Meron

William Mercer

Mark Steger Smith

James J. Gilligan

Lisa A. Olson

Marcia Tiersky

Donna S. Fitzgerald